



PATENT  
ATTORNEY DOCKET NO.: 041465-5207

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Confirmation No.: 6045
	)	
Yoshimi TOMITA	)	Group Art Unit: 2652
	)	
Application No.: 10/690,506	)	Examiner: Unassigned
	)	
Filed: October 23, 2003	)	
	)	
For: REPRODUCTION-ONLY RECORDING	)	
MEDIUM	)	

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicant does not believe that a fee is due for filing this paper.

The listed documents were cited in an International Search Report dated January 13, 2004. A copy of the International Search Report is attached for the Examiner's consideration.

Copies of the listed documents are attached.

The following documents are in a language other than English:

1) JP 3-116441 A. As for relevance, an English-language Abstract is attached. Also for relevance, a copy of U.S. Patent No. 5,126,741 which is a counterpart application to JP 3-116441 A is also attached. Moreover, for relevance, these documents are cited in the attached International Search Report;

2) JP 09-259538. As for relevance an English-language Abstract is attached. Also for relevance, a Japanese Patent Office machine translation into English is also attached. Moreover, for relevance, this document is cited in the attached International Search Report; and

3) JP 2002-008269. As for relevance, an English language Abstract is attached. Also for relevance, a Japanese Patent Office machine translation into English is also attached. Moreover, for relevance, this document is cited in the attached International Search Report.

Applicant requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "Prior Art." If it should be determined that any of the listed documents do not constitute "Prior Art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of the document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over any of the listed documents, should one or more of these documents be applied against the claims of the present application.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required,

including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: April 29, 2004

**Customer No. 009629**

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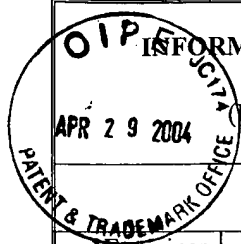
202-739-3000

By:



Paul A. Fournier

Reg. No. 41,023



## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

PTO Form 1449

Attorney Docket No.

041465-5207

Application No.: 10/690,506

Applicant(s): Yoshimi TOMITA

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Filing Date: October 23, 2003

Group Art Unit: 2652

## U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing Date
	5,126,741	Jun. 30, 1992	Yoshida	341	155	Sep. 24, 1990

## FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Sub Class	Translation	
						YES	NO
	JP 3-116441 A	May 17, 1991	Japan (with English-language abstract)				
	JP 09-259538	Oct. 3, 1997	Japan (with English-language abstract)			X	
	JP 2002-008269	Jan. 11, 2002	Japan (with English-language abstract)			X	

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


Examiner

Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.